TYPE I-FOIA

U.S. District Court District of Columbia (Washington, DC) CIVIL DOCKET FOR CASE #: 1:15-cv-01720-RMC

CITIZENS UNITED v. UNITED STATES DEPARTMENT OF Date Filed: 10/19/2015

STATE

Assigned to: Judge Rosemary M. Collyer Cause: 05:552 Freedom of Information Act Jury Demand: None

Nature of Suit: 895 Freedom of

Information Act

Jurisdiction: U.S. Government Defendant

Plaintiff

CITIZENS UNITED

represented by Matthew D. McGill

GIBSON, DUNN & CRUTCHER, LLP 1050 Connecticut Avenue, NW

Suite 200

Washington, DC 20036 (202) 887-3680Fax: (202) 530-9662

Email: mmcgill@gibsondunn.com ATTORNEY TO BE NOTICED

Ralph Christian Berg

CITIZENS UNITED

1006 Pennsylvania Avenue, SE

Washington, DC 20003 $(202)\ 547-5420$ Fax: (202) 547-5421

Email: chris@enrisberglaw.com ATTORNEY TO BE NOTICED

V.

Defendant

UNITED STATES DEPARTMENT OF **STATE**

represented by Joseph Evan Borson

U.S. DEPARTMENT OF JUSTICE Civil Division, Federal Programs Branch

1100 L Street NW Washington, DC 20005 $(202)\ 514-1944$ Fax: (202) 616-8460

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LEAD ATTORNEY

ATTORNEY TO BE NOTICED

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Email: bailey.w.heaps@usdoj.gov TERMINATED: 04/10/2017

| Date Filed | # | Docket Text |
|------------|---|---|
| 10/19/2015 | 1 | COMPLAINT against UNITED STATES DEPARTMENT OF STATE (Filing fee \$ 400 receipt number 0090–4282245) filed by CITIZENS UNITED. (Attachments: # 1 Civil Cover Sheet, # 2 Exhibit A, # 3 Exhibit B, # 4 Exhibit C, # 5 Summons Attorney General, # 6 Summons State Department, # 7 Summons US Attorney)(Berg, Ralph) |

Case: 1:15-cv-01720-RMC As of: 12/27/2018 05:16 AM EST 2 of 4

| | | (Entered: 10/19/2015) |
|------------|----------|--|
| 10/19/2015 | 2 | Corporate Disclosure Statement by CITIZENS UNITED. (Berg, Ralph) (Entered: 10/19/2015) |
| 10/19/2015 | | Case Assigned to Judge Rosemary M. Collyer. (md) (Entered: 10/20/2015) |
| 10/21/2015 | <u>3</u> | SUMMONS (3) Issued Electronically as to UNITED STATES DEPARTMENT OF STATE, U.S. Attorney and U.S. Attorney General (jf) (Entered: 10/21/2015) |
| 11/05/2015 | 4 | NOTICE of Appearance by Matthew D. McGill on behalf of CITIZENS UNITED (McGill, Matthew) (Entered: 11/05/2015) |
| 11/25/2015 | <u>5</u> | ANSWER to Complaint by UNITED STATES DEPARTMENT OF STATE. (Attachments: # 1 Exhibit A)(Heaps, Bailey) (Entered: 11/25/2015) |
| 11/30/2015 | | MINUTE ORDER requiring the parties to confer and file a joint proposed dispositive motion briefing schedule no later than December 15, 2015. Signed by Judge Rosemary M. Collyer on 11/30/2015. (KD) (Entered: 11/30/2015) |
| 11/30/2015 | | Set/Reset Deadlines/Hearings: Joint proposed dispositive motion briefing schedule due by 12/15/2015. (cdw) (Entered: 12/01/2015) |
| 12/15/2015 | <u>6</u> | MEET AND CONFER STATEMENT. (Heaps, Bailey) (Entered: 12/15/2015) |
| 12/30/2015 | | Set/Reset Deadlines/Hearings: Status Conference set for 1/19/2016 at 11:00 AM in Courtroom 8 before Judge Rosemary M. Collyer. (cdw) (Entered: 12/30/2015) |
| 01/19/2016 | | MINUTE ORDER: Defendant is ORDERED to produce to Plaintiff by January 25, 2016, 1293 pages consisting of an officially archived set of former Secretary Clintons daily calendars during her tenure. Defendant shall produce 2455 files containing final and mini schedules to Plaintiff at the same time that Defendant produces them to the Associated Press. Defendant shall search for the trip books for the 87 trips that Plaintiff has identified. No later than March 4, 2016, the parties shall meet and confer and file a joint proposed schedule for production of the trip books. A telephone conference is scheduled for February 9, 2016 at 11:00 a.m. for the purpose of discussing what records can be searched, if any, to determine when former Secretary Clinton attended meetings while she was on the 87 identified trips that were not reflected on the officially archived calendars, the final schedules, or the mini schedules for those trips. Signed by Judge Rosemary M. Collyer on 1/19/2016. (KD) (Entered: 01/19/2016) |
| 01/19/2016 | | Minute Entry for proceedings held before Judge Rosemary M. Collyer: Status Conference held on 1/19/2016. (Court Reporter: Crystal Pilgrim) (cdw) (Entered: 01/19/2016) |
| 02/09/2016 | | Minute Entry for proceedings held before Judge Rosemary M. Collyer: Telephone Conference held on 2/9/2016. (Court Reporter Crystal Pilgrim.) (zmm) (Entered: 02/09/2016) |
| 02/09/2016 | | MINUTE ORDER: For the reasons stated on the record at the telephone conference on February 9, 2016, Defendant is ORDERED to search the emails of schedulers Lona Valmoro and Linda Dewan for the period from November 3, 2012 through December 7, 2012, for references in the body of the emails to meetings and requests to schedule meetings with Secretary Clinton for any time from December 3, 2012 through December 7, 2012 when Secretary Clinton traveled to Ireland, Northern Ireland, Belgium, and the Czech Republic. Defendant shall use all of the dates from December 3 through 7, 2012 as search terms. Defendant shall file a status report regarding this search no later than February 29, 2016. Signed by Judge Rosemary M. Collyer on 2/9/2016. (KD) (Entered: 02/09/2016) |
| 02/09/2016 | | Set/Reset Deadlines: Status Report due by 2/29/2016. (zmm) (Entered: 02/09/2016) |
| 02/29/2016 | 7 | STATUS REPORT <i>Regarding Search of E–Mail Records</i> by UNITED STATES DEPARTMENT OF STATE. (Heaps, Bailey) (Entered: 02/29/2016) |
| 03/04/2016 | <u>8</u> | Joint STATUS REPORT by UNITED STATES DEPARTMENT OF STATE. (Heaps, Bailey) (Entered: 03/04/2016) |

Case: 1:15-cv-01720-RMC As of: 12/27/2018 05:16 AM EST 3 of 4

| 03/07/2016 | | MINUTE ORDER requiring the parties to file a joint status report no later than June 6, 2016. Signed by Judge Rosemary M. Collyer on 3/7/2016. (KD) (Entered: 03/07/2016) |
|------------|-----------|---|
| 03/07/2016 | | Set/Reset Deadlines/Hearings: Joint Status Report due by 6/6/2016. (zcdw) (Entered: 03/08/2016) |
| 05/20/2016 | 9 | MOTION for Extension of Time to <i>Produce Responsive, Non–Exempt Portions of "Trip Book"</i> by UNITED STATES DEPARTMENT OF STATE (Attachments: # 1 Declaration of Eric F. Stein)(Heaps, Bailey) (Entered: 05/20/2016) |
| 05/23/2016 | <u>10</u> | Memorandum in opposition to re 2 MOTION for Extension of Time to <i>Produce Responsive, Non–Exempt Portions of "Trip Book"</i> filed by CITIZENS UNITED. (Attachments: # 1 Text of Proposed Order)(McGill, Matthew) (Entered: 05/23/2016) |
| 05/24/2016 | | MINUTE ORDER granting 2 Defendant's Motion for Extension of Time for good cause shown. Defendant shall produce all non–exempt portions of the Trip Book (for the December 3–7, 2012 trip to Ireland, N.Ireland, Belgium, and the Czech Republic) by June 10, 2016. The parties shall file a joint status report and proposed schedule by June 27, 2016. The May 20 production deadline and June 27 status report date are vacated. Signed by Judge Rosemary M. Collyer on 5/24/2016. (KD) (Entered: 05/24/2016) |
| 06/27/2016 | <u>11</u> | Joint STATUS REPORT by UNITED STATES DEPARTMENT OF STATE. (Heaps, Bailey) (Entered: 06/27/2016) |
| 06/28/2016 | | MINUTE ORDER requiring State to make its first production of documents pursuant to the parties' joint status report 11 no later than August 30, 2016, with subsequent productions to be made every four weeks. The parties shall file a joint status report no later than October 17, 2016. Signed by Judge Rosemary M. Collyer on 6/28/2016. (KD) (Entered: 06/28/2016) |
| 06/28/2016 | | Set/Reset Deadlines/Hearings: Joint Status Report due by 10/17/2016. (cdw) (Entered: 06/28/2016) |
| 10/14/2016 | <u>12</u> | Joint STATUS REPORT by CITIZENS UNITED. (McGill, Matthew) (Entered: 10/14/2016) |
| 10/17/2016 | | MINUTE ORDER requiring the parties to file a joint status report no later than January 16, 2017. Signed by Judge Rosemary M. Collyer on 10/17/2016. (DAS) (Entered: 10/17/2016) |
| 10/17/2016 | | Set/Reset Deadlines/Hearings: Joint Status Report due by 1/16/2017. (cdw) (Entered: 10/18/2016) |
| 01/13/2017 | <u>13</u> | Joint STATUS REPORT by CITIZENS UNITED. (McGill, Matthew) (Entered: 01/13/2017) |
| 01/17/2017 | | MINUTE ORDER requiring the parties to submit a joint status report no later than April 13, 2017 and every 90 days thereafter. Signed by Judge Rosemary M. Collyer on 1/17/2017. (DAS) (Entered: 01/17/2017) |
| 01/17/2017 | | Set/Reset Deadlines/Hearings: Joint Status Report due by 4/13/2017. (cdw) (Entered: 01/18/2017) |
| 04/10/2017 | <u>14</u> | NOTICE OF SUBSTITUTION OF COUNSEL by Joseph Evan Borson on behalf of UNITED STATES DEPARTMENT OF STATE Substituting for attorney Bailey W. Heaps (Borson, Joseph) (Entered: 04/10/2017) |
| 04/13/2017 | <u>15</u> | Joint STATUS REPORT by CITIZENS UNITED. (McGill, Matthew) (Entered: 04/13/2017) |
| 07/12/2017 | <u>16</u> | Joint STATUS REPORT by CITIZENS UNITED. (McGill, Matthew) (Entered: 07/12/2017) |
| 10/10/2017 | <u>17</u> | Joint STATUS REPORT by CITIZENS UNITED. (McGill, Matthew) (Entered: 10/10/2017) |
| 01/08/2018 | <u>18</u> | Joint STATUS REPORT by CITIZENS UNITED. (McGill, Matthew) (Entered: 01/08/2018) |

Case: 1:15-cv-01720-RMC As of: 12/27/2018 05:16 AM EST 4 of 4

| 04/09/2018 | <u>19</u> | Joint STATUS REPORT by CITIZENS UNITED. (McGill, Matthew) (Entered: 04/09/2018) |
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| 07/09/2018 | <u>20</u> | Joint STATUS REPORT by CITIZENS UNITED. (McGill, Matthew) (Entered: 07/09/2018) |
| 10/09/2018 | <u>21</u> | Joint STATUS REPORT by CITIZENS UNITED. (McGill, Matthew) (Entered: 10/09/2018) |
| 12/26/2018 | <u>22</u> | Unopposed MOTION to Stay <i>Joint Status Report and Production Deadlines in Light of Lapse in Appropriations</i> by UNITED STATES DEPARTMENT OF STATE (Borson, Joseph) (Entered: 12/26/2018) |